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In re application of
Ali Tabatabaie-Raissi et al.
Serial No. 09/775,136
Filed: February 01, 2001
For: METHOD AND APPARATUS FOR
DECOUPLED THERMO-CATALYTIC POLLUTION CONTROL

DECISION ON
PETITION

This is a decision on the PETITION TO WITHDRAW HOLDING OF ABANDONMENT under 37 CFR 1.181, filed January 10, 2005. The petition requests that the abandonment, as set forth in the Notice of Abandonment of December 28, 2004 for failure to timely file a proper reply to the Office letter mailed on March 02, 2004, be withdrawn since the applicants did timely file a reply on July 02, 2004. (Copies of the papers July 02, 2004 are attached to the instant petition, the copies include the AMENDMENT TRANSMITTAL LETTER, REQUEST FOR EXTENSION OF TIME, AMENDMENT A, CERTIFICATE OF MAILING dated July 02, 2004, and a copy of cancelled CHECK NO. 7268 in the amount of \$55.00.)

DECISION

The instant request has been accepted as a petition to withdraw the holding of abandonment under the provisions of 37 CFR 1.181 (no fee) - no abandonment-in-fact. A review of the evidence presented reveals that applicant's response was properly filed on July 02, 2004 as evidenced by the properly completed Certificate of Mailing. A review of the USPTO financial records relating to the instant application fail to indicate that the \$55.00 submitted was ever credited to the instant application file. However, a copy of the cancelled check no. 7268 is evidence indicating that the \$55.00 submitted was credited to the USPTO. Accordingly, in view of the charging of the fees, any holding of abandonment for failure to timely file a proper reply to the Office letter mailed on March 02, 2004 is hereby vacated and the application is returned to pending status. The application shall be forwarded to the technical support staff for crediting the required fees due to the application and processing and entry of the amendment originally filed and then to the examiner for consideration of the papers.

The Petition is **GRANTED**.

Jmstone

Jacqueline Stone, Director
Technology Center 1700
Chemical and Materials Engineering

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Brian S. Steinberger
Law Offices of Brian S. Steinberger, P.A.
101 Brevard Avenue
Cocoa, FL 32931

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